

*RE-ENACTED*UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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IN RE: Fosamax Products Liability  
Litigation : No. 1:06-md-01789-JFK  
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*This document relates to* :

*Cherry v. Novartis Pharm. Corp., et al.,* :  
Case No. 1:06-cv-06151-JFK

*Depp v. Merck & Co., Inc., et al.,* :  
Case No. 1:06-cv-05522-JFK

*Devivo v. Merck & Co., Inc.,* :  
Case No. 1:06-cv-04107-JFK

*Fleming v. Novartis Pharm. Corp., et al.,* :  
Case No. 1:06-cv-05085-JFK

*Graves v. Merck & Co., Inc.,* :  
Case No. 1:06-cv-05513-JFK

*Greene v. Merck & Co., Inc.,* :  
Case No. 1:06-cv-05088-JFK

*Kligerman v. Merck & Co., Inc.,* :  
Case No. 1:06-cv-05515-JFK

*Limp v. Novartis Pharm. Corp., et al.,* :  
Case No. 1:06-cv-05516-JFK

*Maley v. Merck & Co., Inc.,* :  
Case No. 1:06-cv-04110-JFK

*Maya v. Merck & Co., Inc., et al.,* :  
Case No. 1:06-cv-05519-JFK

*Miller v. Merck & Co., Inc., et al.,* :  
Case No. 1:06-cv-05087-JFK

*Sagrillo v. Merck & Co., Inc.,* :  
Case No. 1:06-cv-05518-JFK

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ELECTRONICALLY FILED  
DOC #: 2-20-2008  
DATE FILED: 2-20-2008

*Sargent v. Merck & Co., Inc.*, :  
Case No. 1:06-cv-05086-JFK :  
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*Spiese v. Novartis Pharm. Corp., et al.*, :  
Case No. 1:06-cv-05084-JFK :  
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*Turkisher v. Merck & Co., Inc., et al.*, :  
Case No. 1:06-cv-05521-JFK :  
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*Dorfman v. Merck & Co., Inc.*, :  
Case No. 1:06-cv-14184-JFK :  
:  
*Hamilton v. Novartis Pharm. Corp., et al.*, :  
Case No. 1:07-cv-07278-JFK :  
:  
*Henneken v. Novartis Pharm. Corp., et al.*, :  
Case No. 1:06-cv-14240-JFK :  
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*Huffman v. Merck & Co., Inc.*, :  
Case No. 1:06-cv-14238-JFK :  
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*Jackson v. Novartis Pharm. Corp., et al.*, :  
Case No. 1:07-cv-02958-JFK :  
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*Martin v. Merck & Co., Inc.*, :  
Case No. 1:07-cv-01758-JFK :  
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*McClellan v. Merck & Co., Inc.*, :  
Case No. 1:06-cv-08300-JFK :  
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*Rattner v. Merck & Co., Inc., et al.*, :  
Case No. 1:06-cv-14236-JFK :  
:  
*Redford v. Merck & Co., Inc.*, :  
Case No. 1:07-cv-02953-JFK :  
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*Schuell v. Merck & Co., Inc., et al.*, :  
Case No. 1:06-cv-14241-JFK :  
:  
*Tucker v. Merck & Co., Inc.*, :  
Case No. 1:06-cv-11456-JFK :  
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*Preston v. Merck & Co., Inc., et al.*, :  
Case No. 1:07-cv-07276-JFK :  
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*Mione v. Novartis Pharm. Corp., et al.*  
Case No. 1:07-cv-02956-JFK

*Spiegel v. Merck & Co., Inc., et al.*  
Case No. 1:07-cv-02868-JFK

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### PROPOSED ORDER

The United States District Court for the Southern District of New York hereby orders that the following Fosamax cases assigned to this Court are related to MDL-1789 and therefore subject to Case Management Order No. 3.

	Plaintiff Name	Case Name	MDL-1789 Docket No.
1	Cherry, Ina	<i>Cherry v. Novartis Pharm. Corp., et al.</i>	06-cv-06151
2	Depp, Christine Brown	<i>Depp v. Merck &amp; Co., Inc., et al.</i>	06-cv-05522
3	DeVivo, Mary	<i>Devivo v. Merck &amp; Co., Inc.</i>	06-cv-04107
4	Fleming, Jr., Edward	<i>Fleming v. Novartis Pharm. Corp., et al.</i>	06-cv-05085
5	Graves, Judith	<i>Graves v. Merck &amp; Co., Inc.</i>	06-cv-05513
6	Greene, Karen	<i>Greene v. Merck &amp; Co., Inc.</i>	06-cv-05088
7	Kligerman, Irene	<i>Kligerman v. Merck &amp; Co., Inc.</i>	06-cv-05515
8	Limp, Marion	<i>Limp v. Novartis Pharm. Corp., et al.</i>	06-cv-05516
9	Maley, Louise	<i>Maley v. Merck &amp; Co., Inc.</i>	06-cv-04110
10	Maya, Steve	<i>Maya v. Merck &amp; Co., Inc., et al.</i>	06-cv-05519
11	Miller, Barbara Anne	<i>Miller v. Merck &amp; Co., Inc., et al.</i>	06-cv-05087
12	Sagrillo, Willie	<i>Sagrillo v. Merck &amp; Co., Inc.</i>	06-cv-05518
13	Sargent, Clima	<i>Sargent v. Merck &amp; Co., Inc.</i>	06-cv-05086
14	Spiese, Jean	<i>Spiese v. Novartis Pharm. Corp., et al.</i>	06-cv-05084
15	Turkisher, Linda	<i>Turkisher v. Merck &amp; Co., Inc., et al.</i>	06-cv-05521
16	Dorfman, Lillian	<i>Dorfman v. Merck &amp; Co., Inc.</i>	06-cv-14184
17	Hamilton, Brian	<i>Hamilton v. Novartis Pharm. Corp., et al.</i>	07-cv-07278
18	Henneken, Cheryl	<i>Henneken v. Novartis Pharm. Corp., et al.</i>	06-cv-14240
19	Huffman, Anna	<i>Huffman v. Merck &amp; Co., Inc.</i>	06-cv-14238
20	Jackson, Ben	<i>Jackson v. Novartis Pharm. Corp., et al.</i>	07-cv-02958
21	Martin, Brad	<i>Martin v. Merck &amp; Co., Inc.</i>	07-cv-01758
22	McClellan, Marsha Lynn	<i>McClellan v. Merck &amp; Co., Inc.</i>	06-cv-08300

23	Rattner, Anita	<i>Rattner v. Merck &amp; Co., Inc., et al.</i>	06-cv-14236
24	Redford, Kathryn S.	<i>Redford v. Merck &amp; Co., Inc.</i>	07-cv-02953
25	Schuell, Vera	<i>Schuell v. Merck &amp; Co., Inc., et al.</i>	06-cv-14241
26	Tucker, Kim	<i>Tucker v. Merck &amp; Co., Inc.</i>	06-cv-11456
27	Preston, Susan	<i>Preston v. Merck &amp; Co., Inc., et al.</i>	07-cv-07276
28	Mione, Angelarose	<i>Mione v. Novartis Pharm. Corp., et al.</i>	07-cv-02956
29	Spiegel, Anna O.	<i>Spiegel v. Merck &amp; Co., Inc., et al.</i>	07-cv-02868

**SO ORDERED.**

Dated: 2/20/08

*John F. Keenan*  
JOHN F. KEENAN  
UNITED STATES DISTRICT JUDGE